IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

CRP.No. 1076 of 2006()

AGAINST THE ORDER DATED 21/11/2006 IN E.P. 1477/2004. IN OS.860/2002 of II ADDL.M.C.,THRISSUR

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REVN. PETITIONER: JUDGMENT DEBTORS;

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1. C.R. VASUDEVAN, S/O.CHEMMANDA RAMAN, MOORKANNIKARA DESOM, KOZHUKULLI VILLAGE, THRISSUR TALUK.

2. C.V. RAMAN, S/O.LCHEMMANDA VELAYUDHAN, MOORKANNIKARA DESOM, KOZHUKULLI VILLAGE, THRISSUR TALUK.

3. P. MANOJ, S/O.PARAKOTTUVALAPPIL PARAMESWARAN, MOORKANNIKARA DESOM, KOZHUKULLI VILLAGE, THIRSSUR TALUK.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS: DECREE-HOLDER:

ECOMARK KURIES (P) LTD.,
ECOMARK TOWER, 2ND FLOOR,
KOKKALAI, T.B. ROAD, THRISSUR.

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 28/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N.KRISHNAN, J.

C.R.P.No.1076 OF 2006

Dated this the 28th May, 2007.

O R D E R

This revision petition is preferred to quash the order passed in E.P.1477/04. The order is to arrest the judgment debtors 1 to 3 for the purpose of realisation of the decree debt. Initially this Court granted a stay for three weeks on payment of Rs.10,000/-, which had been paid subsequently by the judgment debtors. There was an order on 13.2.2007 by this Court to pay another amount of Rs.5,000/- but that was not complied with. When the matter came up for consideration today, the learned counsel submits that some more breathing time may be given to discharge the decree debt.

2. On a perusal of the records and after hearing the learned counsel, I feel the C.R.P itself can be disposed of as follows:-

i) The judgment debtors are directed to pay an amount of Rs.10,000/- (Rupees ten thousand only) within a period of one month from today i.e on or before 29.6.2007.

ii) The balance amount be paid by the judgment debtors in two equal monthly instalments.

iii) In case of default of payment of the amount as mentioned above, the judgment debtors shall forfeit the

benefit granted to them and the decree holder can proceed to execute the warrant of arrest to detain them in civil prison.

C.R.P is disposed of accordingly.

M.N.KRISHNAN
Judge

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